

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Frederick Delon Smith**
Docket No. **287667**
L.C. No. **07-003378 FH**

Henry William Saad, Chief Judge, acting under MCR 7.201(B)(3) and 7.216(A)(10),
orders:

The delayed application for leave to appeal is DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). The Clerk of this Court served appellant with an order regarding the payment of an entry fee, and appellant failed to pay the entry fee in a timely manner. The defendant's motion for reconsideration filed on December 10, 2008, and incorrectly titled as a second motion to waive fees, is not before the Court because it was not filed within 21 days after the November 18, 2008, order as required by MCR 7.215(I)(1).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 04 2009

Date

Sandra Schultz Mengel
Chief Clerk